

WARRANT OF ARREST - FELONY

HEALTH OF VIRGINIA Va. Code § 19.2-71, -72

Albemarle

CITY OR COUNTY

[x] General District Court [x] Criminal [] Traffic
[] Juvenile and Domestic Relations District Court

TO ANY AUTHORIZED OFFICER:
You are hereby commanded in the name of the Commonwealth of Virginia forthwith to arrest and

bring the Accused before this Court to answer the charge that the Accused, within this city or county, on or about 08/11/2017 did unlawfully and feloniously in violation of Section

18.2-52, Code of Virginia: unlawfully cause bodily injury to Emily Florence Gorcenski by means of acid, lye, or a caustic substance or agent, or by use of an explosive or fire

I CERTIFY THAT THE DOCUMENT TO WHICH THIS AUTHENTICATION IS AFFIXED IS A TRUE COPY OF A RECORD IN THE ALBEMARLE GENERAL DISTRICT COURT, THAT I HAVE CUSTODY OF THE RECORD, AND THAT I AM THE CUSTODIAN OF THAT RECORD.

DATE

CLERK/DEPUTY CLERK

I, the undersigned, have found probable cause to believe that the Accused committed the offense charged, based on the sworn statements of

Gorcenski, Emily Florence

Complainant,

08/12/2017 09:38 AM
DATE AND TIME ISSUED

Meryl Goeschl
[] CLERK [x] MAGISTRATE [] JUDGE

FORM DC-312 (MASTER, PAGE ONE OF TWO) 10/13

CASE NO.

ACCUSED:

Cantwell, Christopher

LAST NAME, FIRST NAME, MIDDLE NAME

103 S. Lincoln St

ADDRESS/LOCATION

Keene, NH 03431

COMPLETE DATA BELOW IF KNOWN

RACE	SEX	BORN	HT.	WT.	EYES	HAIR
W	M	MO. DAY YR.	FT. IN.	HAZ	BRO	
		11/12/1980	6' 00"	230		

DL#

STATE

[] Commercial Driver's License

CLASS 6 FELONY

[x] EXECUTED by arresting the Accused named above on this day:

DATE AND TIME OF SERVICE

8-23-17 / 1650
R.E. Bar, Arresting Officer

BADGE NO., AGENCY AND JURISDICTION

for

SHERIFF

Attorney for the Accused:

WOODMAN

Short Offense Description (not a legal definition):
ASSAULT: UNLAWFUL INJURY BY ACID/EXPLOSIVE/FIRE

Offense Tracking Number:

003GM1700004938

FOR ADMINISTRATIVE USE ONLY
Virginia Crime Code: ASL-1331-F6

FELONY



WAIVER OF PRELIMINARY HEARING

Understanding my right to a preliminary hearing before the Court named in this warrant to determine whether I am probable cause to believe that I committed a felony AND, having the consequences of my waiver explained to me by the Judge of this Court, I nevertheless WAIVE MY RIGHT TO A PRELIMINARY HEARING on the felony charged in this warrant. Certified to the Circuit Court of this jurisdiction.

ACCUSED

DATE

ATTORNEY FOR ACCUSED

JUDGE

☐ The Accused named within was brought before me or appeared this day, and upon hearing the evidence, I order the case certified to the grand jury of this jurisdiction, at its next term date, having found probable cause to believe that the Accused committed the felony charged in this warrant.

☐ Bail on certification \$

☒ ORDER the accused discharged at preliminary hearing and the charge is dismissed.

☐ The charge was reduced to
The Accused was this day: ☐ tried in absence ☒ present

PROSECUTING ATTORNEY PRESENT (NAME)
WOODARD

DEFENDANT'S ATTORNEY PRESENT (NAME)
WOODARD

☐ NO ATTORNEY ☐ ATTORNEY WAIVED
☐ Interpreter present ☐ Witnesses sworn

☐ Certified pursuant to § 19.2-190.1.

Plea of Accused: ☐ not guilty ☐ guilty ☐ nolo contendere
☐ Plea voluntarily and intelligently entered after the defendant was apprised of his right against compulsory self-incrimination and his right to confront the witnesses against him.

☐ Plea and Recommendation
And was TRIED and FOUND by me:

☐ not guilty ☐ guilty as charged
☐ guilty of VCC

☐ facts sufficient to find guilt but defer adjudication/disposition to

DATE AND TIME
and place accused on probation, §§ 4.1-305, 18.2-57.3, 18.2-251 or 19.2-303.2.

☐ A separate order for First Offender is attached and incorporated in this order.

DATE JUDGE

And was FOUND by me to be: ☐ carrying hazardous materials
☐ driving a commercial motor vehicle

☐ ORDER a nolle prosequi on the prosecution's motion

☐ ORDER the charge dismissed ☐ with prejudice
☐ conditioned upon payment of costs and

☐ successful completion of ☐ traffic school
☐ mature driver school, § 16.1-69.48:1.

☐ accord and satisfaction, § 19.2-151.

☐ under §§ 4.1-305, 18.2-57.3, 18.2-251 or 19.2-303.2.

FORM DC-312 (MASTER, PAGE TWO OF TWO) 07/17

I impose the following Disposition:

☐ FINE of \$ with \$ suspended

☐ JAIL SENTENCE of imposed, ☐ of which days mandatory minimum, with

of suspended for a period of keeping the peace, obeying this order and paying fines and costs. Credit is allowed pursuant to § 53.1-187 for time spent in confinement.

☐ Serve jail sentence beginning

☐ on weekends only ☐ authorized if eligible ☐ required

☐ Work release ☐ not authorized

☐ Public work force ☐ authorized ☐ not authorized

☐ on PROBATION for

☐ VASAP ☐ local community-based probation agency
☐ Monitoring by GPS/other tracking device

☐ DRIVER'S LICENSE suspended for

☐ Restricted Driver's License per attached order

☐ Ignition interlock for

☐ RESTITUTION order incorporated

☐ Restitution payment is a condition of suspended sentence

☐ COMMUNITY SERVICE hours to be completed

by and supervised by

☐ to be credited against fines and costs

☐ Contact prohibited between defendant and victim/victim's family or household members

☐ Reimburse Commonwealth for investigatory medical fees

☐ Pay \$50 fee to the Court for Trauma Center Fund

☐ Other

☐ Bail on Appeal \$

DRIVER'S LICENSE/PRIVILEGE TO DRIVE IN VIRGINIA SUSPENDED EFFECTIVE IN 30 DAYS IF FINES, COSTS, FORTFEITURES, PENALTIES OR RESTITUTION ARE NOT PAID. Va. Code § 46.2-395.

DATE

JUDGE

Offense Tracking Number: 003GM17000049

Preliminary Hearing Costs

120 Ct. Appt. Atty

\$

113 Court Reporter

\$

113 Witness

\$

TOTAL

FINE

COSTS

461 FIXED MISD FEE

462 FIXED DRUG MISD FEE

001 INT CRIM CHLD FEE

113 WITNESS FEE

113 IGNITION INTERLOCK

113 DUI FEE

113

120 CT. APPT. ATTY

121 TRIAL IN ABSENCE FEE

125 WEIGHING FEE

133 BLOOD TEST FEE

137 TIME TO PAY

192 TRAUMA CENTER FEE

228 COURTHOUSE

CONSTRUCTION FEE

234 JAIL ADMISSION FEE

243 LOCAL TRAINING

ACADEMY FEE

244 COURTHOUSE

SECURITY FEE

OTHER (SPECIFY)

TOTAL

\$

☐ Stay of the proceedings pursuant to § 16.1-131.1

DATE

JUDGE

CRIMINAL COMPLAINT

RULES 3A.3 AND 7C.3
Commonwealth of Virginia

Albemarle
CITY OF COUNTY

☒ General District Court
☐ Juvenile and Domestic Relations District Court

Under penalty of perjury, I, the undersigned Complainant swear or affirm that I have reason to believe that the Accused committed a criminal offense, on or about

8-11-17

DATE OFFENSE OCCURRED

in the ☐ City ☒ County ☐ Town

of Albemarle

I base my belief on the following facts: (Print ALL information clearly.)

I was observing the torchlight march through UVU grounds from around 9:30 to 11:00 pm on 11-Aug-2017. I was recording and streaming video to document the event. As the march approached the Rotunda from the lawn I ran to the University Ave side of the Rotunda to document any counter-protesters. I was documenting as the torchlight march came before the Rotunda. They rapidly surrounded the counter-demonstrators who were protecting the statue of T. Jefferson. I attempted to leave -

The statements above are true and accurate to the best of my knowledge and belief.

In making this complaint, I have read and fully understand the following:

- By swearing to these facts, I agree to appear in court and testify if a warrant or summons is issued.
- The charge in this warrant cannot be dismissed except by the court, even at my request.

GARRETT EMMY TERENCE
NAME OF COMPLAINANT (LAST, FIRST, MIDDLE)
(PRINT CLEARLY)

SIGNATURE OF COMPLAINANT

Subscribed and sworn to before me this day.

8/12/17 9:25 AM

DATE AND TIME

☐ CLERK ☒ MAGISTRATE ☐ JUDGE

CRIMINAL COMPLAINT

ACCUSED: Name, Description, Address/Location

CANTWELL, CHRISTOPHER
LAST NAME, FIRST NAME, MIDDLE NAME

103 SOUTH LINDEN ST

KEENE, NH

COMPLETE DATA BELOW IF KNOWN

RACE	SEX	BO	BN	HT.	WT.	EYES	HAIR
W	M	11	12	80	6	D	BRO

SSN

☐ Complainant is not a law-enforcement officer or animal control officer. Authorization prior to issuance of felony arrest warrant given by

- ☐ Commonwealth's attorney
- ☒ Law-enforcement agency having jurisdiction over alleged offense

Scott C Smallwood
NAME OF PERSON AUTHORIZING ISSUANCE OF WARRANT

8-12-17 0930

TIME AUTHORIZATION GIVEN

I CERTIFY THAT THE DOCUMENT TO WHICH THIS AUTHENTICATION IS AFFIXED IS A TRUE COPY OF A RECORD IN THE ALBEMARLE GENERAL DISTRICT COURT, THAT I HAVE CUSTODY OF THE RECORD, AND THAT I AM THE CUSTODIAN OF THAT RECORD.

12-18-17
DATE

CLERK/DEPUTY CLERK

but I was blocked by the torch crowd. Two men began aggressively harassing me verbally about my gender. They began to shove me when a fight broke out to my right. Soon after, I ~~was~~^{am} inhaled / was affected by a chemical spray.

From photos posted on media, I recognized the man spraying the agent as Christopher Castwell. Mr. Castwell is a known political figure, and he is a headliner of the 12-Aug Unite the Right Rally. I ~~remember~~^{recognize} the people he is spraying

from my video; they were positioned to my right on the West side of the statue. ~~the~~ The over spray from the agent affected me directly. My eyes and sinuses were burning. I was able to get out of the crowd and a bystander flushed my eyes w/ water.

I further recall Mr. Castwell's t-shirt, likeness, and place of residence from observing his interactions w/ Albemarle PD at Wal-Mart earlier in the day on 11-Aug.

